

2811

Docket No. 740756-2160

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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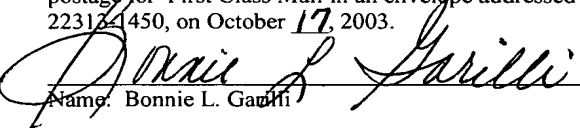
OCT 27 2003

OFFICE OF PETITIONS

In re Patent Application of )  
Shunpei YAMAZAKI et al. )  
Serial No. 09/578,895 ) Examiner: Gene M. Munson  
Filed: May 26, 2000 ) Group Art Unit: 2811  
For: ELECTRO-OPTICAL DEVICE AND ELECTRONIC ) Confirmation No. 8423  
DEVICE )

## Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22312-1450, on October 17, 2003.

  
Name: Bonnie L. Garlin

REQUEST FOR ACKNOWLEDGMENT OF  
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Alexandria, VA 22313-1450

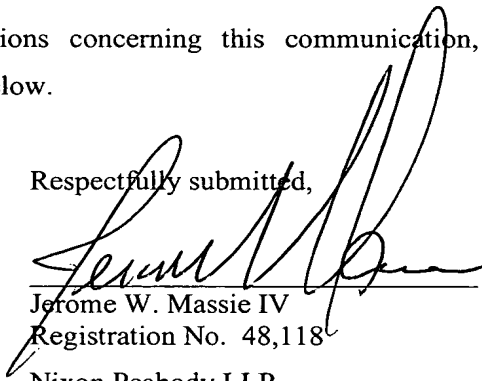
Sir:

An Information Disclosure Statement (IDS) with Form PTO-1449 was filed in the above-identified patent application on May 19, 2003 which included copies of the three prior art documents cited (copies of entire filing is attached). The Applicants filed a corrected PTO-1449 form on August 28, 2003 properly indicating the JP reference included an English language abstract. Applicants received back from the Examiner a copy of the Form PTO-1449, in a letter of October 8, 2003, refusing to consider the three references since a copy of each had not been provided.

Since the Applicants did in fact file a proper IDS on May 19, 2003 (see the attached copy), the Examiner is requested to now initial and return to the undersigned a copy of the subject Form PTO-1449, considered.

Should there be any questions concerning this communication, please telephone the undersigned at the number set forth below.

Respectfully submitted,

  
Jerome W. Massie IV  
Registration No. 48,118

Nixon Peabody LLP  
401 9<sup>th</sup> Street, N.W.  
Suite 900  
Washington, DC 20004-2128  
(202) 585-8000

JWM/blg

NVA279613.1

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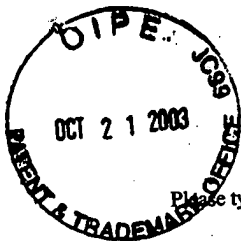
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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO				Complete if Known			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	09/578,895		
				Filing Date	May 19, 2003		
				First Named Inventor	YAMAZAKI et al		
				Group Art Unit	2811		
				Examiner Name	Gene M. Munson		
				Attorney Docket Number	740756-2160		
Sheet 1 of 1							
U.S. PATENT DOCUMENTS							
Examiner Initials <sup>*</sup>	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code <sup>2</sup> (if known)				
		5,642,213		Mase et al	June 24, 1997		
FOREIGN PATENT DOCUMENTS							
Examiner Initials <sup>*</sup>	Cite No. <sup>1</sup>	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Office <sup>3</sup>	Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
			EP 1 001 467 A2	Yamazaki et al.	05/17/2000		
			JP 2002149112	Koyama	05/24/2002		Ab
OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS							
Examiner Initials <sup>*</sup>	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				T <sup>3</sup>	
Examiner Signature					Date Considered		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

8/28/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

This will acknowledge receipt of the following:

1. Information Disclosure Statement with Certificate of Mailing
2. PTO-1440 with three (3) References

In re Patent Application of:

Inventor(s): YAMAZAKI et al.

Serial No.: 09/578,895

Filed: May 26, 2000

Title: "ELECTRO-OPTICAL DEVICE AND ELECTRONIC DEVICE"

Due Date: NA

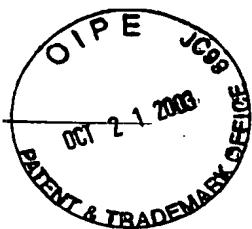
Docket No. 740756-2160

LCD/ich

Date: 5/19/03

**PLEASE DATE STAMP AND RETURN**

NVA265173.1



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PTO/SB/21 (08-00)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/578,895
	Filing Date	May 26, 2000
	First Named Inventor	Shunpei YAMAZAKI et al.
	Group Art Unit	2811
	Examiner Name	G. Munson
Total Number of Pages in This Submission	Attorney Docket Number	740756-2160

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)  Remarks	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Other  <div style="writing-mode: vertical-rl; transform: rotate(180deg);">RECEIVED NOV 21 2003 TECHNOLOGY CENTER 2800</div>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-280 for the above identified docket number.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Luan C. Do, Reg. No. 38,434 Nixon Peabody LLP 8180 Greensboro Drive Suite 800 McLean, VA 22012
Signature	
Date	May 19, 2003

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 05/19/03	
Type or printed name	Linda C. Haynes
Signature	
Date	May 19, 2003

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New Application: 09/578,895  
Docket No. 740756-2160

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application of:

Shunpei YAMAZAKI et al

Serial No. 09/578,895

Filed: May 26, 2000

For: "ELECTRO-OPTICAL DEVICE AND  
ELECTRONIC DEVICE"

)  
) Examiner: Gene M. Munson  
) Group Art Unit: 2811  
)  
) Date: May 19, 2003

CERTIFICATE OF MAILING OR TRANSMISSION  
[37 CFR 1.8(a)]

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on May 19, 2003.

Signature:

Name: Linda C. Haynes

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. §1.56, applicants hereby submit the following information in conformance with 37 C.F.R. §§ 1.97 and 1.98. Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed.

The documents are being submitted within three (3) months of the filing of this application or entry into the national stage of this application, or before the first Office Action on the merits, whichever is later, therefore no fee or certification is required under 37 C.F.R. § 1.97(b).

Note that JP 2002149112 submitted herewith claims priority to JP 99841272, which is cited in page 56 of the description.

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It is requested that the accompanying PTO-1449 be considered and made of record in the above-identified application. To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

By: 

\_\_\_\_\_  
Luan C. Do  
Registration No. 38,434

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8180 Greensboro Drive, Suite 800  
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Telephone: (703) 770-9300